

## *St. Louis City Ordinance 63840*

FLOOR SUBSTITUTE

BOARD BILL NO. [96] 87

INTRODUCED BY ALDERMAN DANIEL J. MCGUIRE

An ordinance amending Ordinance 62622 which established the Central West End North Special Business District by extending the authority to levy and collect real property taxes at a rate of \$.50 per \$100 valuation until tax year 2006, increasing the maximum real property tax rate from \$.50 to \$.85 per \$100 valuation, and repealing certain publication requirements; and containing severability, effectiveness, and emergency clauses.

WHEREAS, the Board of Commissioners of the Central West End North Special Business District has petitioned this Board of Aldermen to authorize said District to levy and collect property taxes at the existing tax rate of \$.50 per \$100 valuation on all real property located in said District for an additional ten years, said extended tax levy being subject to the approval of the qualified voters in the District; and

WHEREAS, said Board of Commissioners has also petitioned this Honorable Board to increase the authorized maximum real property tax rate from \$.50 to \$.85 per \$100 valuation thereby enabling the qualified voters in said District to increase said initial and extended tax rate, if necessary, during the next ten years; and

WHEREAS, said Board of Commissioners has finally petitioned this Honorable Board to repeal Section Eight of Ordinance 62622, which established the District, to wit:

SECTION EIGHT: The Board of Commissioners shall publish, or cause to be published, in a twice-weekly, weekly or bi-weekly newspaper of general circulation within the District:

A. Each annual report, no later than two (2) weeks after its submission to the Board of Aldermen;

B. Each annual proposed budget, no later than two (2) weeks after its submission to the Board of Aldermen; and

C. Notice of each vacancy on the Board of Commissioners, no later than two (2) weeks after such notice is reported to the Mayor, and with such notice, the provisions of Section Four[;]

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. SECTIONS TWO, EIGHT, and ELEVEN of Ordinance 62622, approved May 29, 1992 are hereby repealed, and hereby enacted, in lieu thereof, are new

SECTIONS TWO and ELEVEN to read as follows:

SECTION TWO. Taxes for the District shall be assessed and collected as follows:

A. For the purpose of paying for costs and expenses incurred in the establishment and operation of the District, the provision of services and facilities and improvements authorized in Sections Five and Six of this ordinance, and incidental to the leasing, construction, acquisition and maintenance of any improvements authorized herein or for paying principal and interest on bonds or notes authorized for the construction or acquisition of any said improvement, there may be imposed a tax upon all real property within the District which shall not exceed eighty-five cents (\$.85) on the one hundred dollars (\$100.00) assessed valuation, subject to the requirements set forth by law.

B. If the propositions submitted to the qualified voters residing in the District receive in their favor the votes of the majority of the qualified voters voting at the elections conducted pursuant to Section Eleven, the initial and extended rates of levy which shall be imposed upon real property within the District shall be fifty cents (\$.50) on the one hundred dollars (\$100.00) assessed valuation.

C. The tax provided for by this ordinance shall only be levied and collected for tax years 1992 through 2006.

D. Real property subject to partial tax abatement under the provisions of Chapter 353, R.S.Mo., shall, for the purpose of assessment and collection of ad valorem real estate taxes levied under the District, be assessed and ad valorem real estate taxes shall be collected upon the same assessed value on which its ad valorem real estate taxes and payment in lieu of taxes are based in the Ordinance adopted by the City of St. Louis approving the development plan of any such corporation and authorizing tax abatement; provided, however, that the owners at such real property are strongly encouraged to make additional

equitable, annual donations to the District in lieu of the additional District taxes.

E. The levy shall not be imposed upon real property exempt from ad valorem real estate taxes because of charitable, religious, educational or other public or private uses; provided, however, that the owners of such real property are strongly encouraged to make equitable, annual donations to the District in lieu of District taxes.

F. The tax provided for by this ordinance shall be collected by the Collector of Revenue and held in a special account to be used only for all purposes authorized hereunder, as provided by law.

G. If the District for any reason is dissolved, all delinquent taxes collected after the date of dissolution shall be credited and forwarded to the general fund of the City of St. Louis after all debts of the District, if any, are discharged.

SECTION ELEVEN. A. The tax levy authorized for tax years 1992, 1993, 1994, 1995 and 1996 in Section Two shall not be effective unless and until the following proposition, submitted to the qualified voters residing in the District at the City-wide election to be held on August 4, 1992, shall receive in its favor the votes of the majority of the qualified voters voting at said election for or against said proposition. Said proposition shall be in substantially the following form:

#### OFFICIAL BALLOT

(Check one for which you wish to vote)

Shall a tax of \$.50 per \$100.00 valuation be imposed on all real property located in the Central West End North Special Business District as defined in Ordinance No.62622, approved May 29, 1992, for the purposes as set forth in said Ordinance for the tax years 1992, 1993, 1994, 1995 and 1996 only?

☐ YES

☐ NO

B. The tax levy authorized for tax years 1997 through 2006 in Section Two shall not be effective unless and until the following proposition, submitted to the qualified voters residing in the District at the City-wide election to be held on November 5, 1996, shall receive in its favor the votes of the majority of the qualified voters voting at said election for or against said proposition. Said proposition shall be in substantially the following form:

## OFFICIAL BALLOT

Shall a tax of \$.50 per \$100.00 valuation be imposed on all real property located in the Central West End North Special Business District as defined in Ordinance No.62622, approved May 29, 1992, for the purposes as set forth in said Ordinance for the tax years 1997 through 2006 only?

\_\_\_ YES

\_\_\_ NO

SECTION TWO. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is held to be invalid or unconstitutional, or unlawful for any reason, by any court of competent jurisdiction, such portion shall be deemed and is hereby declared to be separate, distinct and independent provisions of this ordinance, and such holding or holdings shall not affect the validity of the remaining portions of this ordinance.

SECTION THREE: This being an ordinance for the immediate preservation of public peace, health and safety, it is declared to be an emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this ordinance shall become effective upon its passage and approval by the Mayor.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
05/24/96	05/25/96	W&W		
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
07/03/96			07/12/96	07/19/96
ORDINANCE	VETOED		VETO OVR	
63840				